

1904-003

Lee Co.

Chancery Causes: Lillie D. Young, gdn. vs. Lizzie Yang &c

Duff, Banner

CA. Estate Dispute

T-Property

-I-

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee County, Virginia:

Humbly complaining, your oratrix, Lillie D.Young, a citizen of the State of California, respectfully represents that on the 25th day of July, 1901, she was appointed by the Superior Court of the State of California, in and for the County of Solana, guardian for her two children, Lizzie and Eva Young, minors, as will more fully appear to the court from an inspection of properly certified copies of her~~e~~ appointment and bond, which are herewith filed and prayed to be treated as a part hereof marked respectively, "Exhibit~~e~~ No.1" and "Exhibit No.2"

Your oratrix further represents that the said Lizzie Young is 13 years of age, and the said Eva Young is 12 years of age.

Your oratrix further represents that in the partition of the real estate of which R.D.Young, deceased, died seized and possessed among his heirs, there was assigned to her said wards who are grandchildren of the said D.R.Young, deceased, a certain tract or parcel of land, lying on the Wallen creek, near Stickleyville, in Lee County, Virginia, about fourteen miles east of the court-house of said County, in Rocky Station Magisterial District, which, according to the report of the commissioners who made the said partition, is bounded and described as follows, to wit:

Beginning at (H) a thorn bush on the North bank of Wallen creek, a corner to the store-house lot, thence with the lines of the same, N.47 $\frac{1}{2}$ ° W.13.3 poles to (d) a sycamore, N.85 $\frac{1}{2}$ ° W.9.2 poles to (a) a sugar-tree on the west original line; and with the same, N.22° 51' W. 140 $\frac{1}{2}$ poles to (G) a rock about one pole south of a hickory and in a lane; thence, continuing with original line, N.47° E.36 poles to

(D) a stake, original corner,; thence, continuing with original line, N.1 $\frac{1}{2}$ ° W.166.4 poles to (C) a red oak and buckeye, the north-west original corner; thence, with original line, N.79 $\frac{3}{4}$ ° E.5 poles to (I) a small hickory; thence S.6°E 295 poles to a stake in said creek; and, thence, with the same to the beginning, containing, containing 41 acres, more or less.

For a more particular description of the said land reference is here made to the report and plat of the said commissioners who made the said partition, the same being of record in the office of the clerk of the county court for said county, in Deed Book No .37, page I.

Your oratrix further represents that her said wards are entitled to receive out of the personal estate of the said R.D.Young, deceased, the sum of \$6724, which is now in the hands of Ozro Young, who is the administrator of the said estate.

Your oratrix represents that the interests of her said wards will be promoted by a sale of the above described real estate, for the following reasons: They live and will in all probability continue to live very far removed from the said estate, and can give it no personal attention by themselves or their guardian, and if said land should be rented out it would deteriorate and decrease in value so that in all probability it would be worn out and practically worthless by the time they reach their majority, and further the rents arising from the same would be very small. In fact the same has been lying out and going to rack ever since the death of the said R.D. Young. The money arising from a sale of the said lands judiciously invested in the State where the said infants live would produce some revenue for their support and education, and would thus be of

considerable benefit to them, while the land, would be of little or no benefit.

Your oratrix further represents that if the said wards should both die before attaining the age of twenty-one years the said estate would descend to your oratrix.

Now, the object of this suit is to have the tract of land hereinbefore described sold, and the proceeds of sale paid over to the plaintiff as guardian for the said infants, and to have the funds in the hands of the said Ozro Young, administrator as aforesaid, belonging to the said infants, paid over to the said guardian.

The prayer, therefore, of your oratrix is that your honor take cognizance of the cause and grant her the proper relief; that the said Ozro Young, administrator of the estate of R.D. Young, dec'd, said Lizzie and Eva Young be made the parties defendant to this bill; that a guardian ad litem be appointed to answer and defend the same for the said infants; that, upon a hearing, the court render a decree requiring the said administrator to pay to the plaintiff the funds in his hands belonging to said infants, and appointing a commissioner to make sale of the said real estate; and that full general relief be granted.

L. P. Kyatt, p.q.

State of Missouri,
County of Madison.

I, William H. Hawkins, a notary public within and for the county aforesaid, in the State of ~~Missouri~~ do certify that Lillie D. Young has this day made oath before me that the foregoing bill in chancery has been read to her, and that the statements therein contained, so far as made from her own knowledge, are true, and so far as made from information derived from other sources, she believes them to be true.

In witness whereof I have hereunto subscribed my hand and have hereunto affixed my official seal.

(L.S.)

My Commission Expires Aug 13 1904
William H. Hawkins N.P.

Jan'y 20th 1902

Pleffo Costs

Clerk 632

Tax 1.50

Shff 1.00

atty 15.00

G.A.L. 5.00

Court in Chy 1.50

Witnesses 2.70

Estimated 5.00

\$38.12

\$350 L. G. Glass

Lillie D. Young,
Guardian &c.

vs { In Chancery.

Lizzie & Eva Young.

1901. 2nd Oct Rules Bill
filed & pa & executed ans.
Guardian ad litem filed
& D. N.

" 1st November Rules held
the last Monday in Oct
D. N. Confirmed & Cause
set for hearing.

To the honorable H.A.W.Skeen, Judge of the Circuit

Court of Lee County, Virginia:

The answer of Lizzie Young and Eva Young, infants under the age of twenty-one years, by Geo.P.Cridlin, their guardian ad litem assigned to defend them in this suit, to a bill of complaint exhibited against them and another in this honorable Court by Lillie D.Young, Guardian &c.

The respondents reserving to themselves the benefit of all just exceptions to said bill, for answer thereto, or to so much thereof as they are advised that it is material they should answer, by their said Guardian ad litem answer and say:-

That they are infants of tender years, and by reason of their infancy, are incapable of understanding, or of taking care of their rights and interests. They, therefore, by their said Guardian ad litem commend themselves and their rights and interests to the protection of the Court, and pray that no decree may be pronounced which will tend to their prejudice.

And now having fully answered, the said respondents pray to be hence dismissed with their reasonable costs in this behalf expended. and they will ever pray &c.

Geo P. Cridlin,
Guardian ad litem for Lizzie and
Eva Young.

Virginia, Lee County, to-wit:

This day personally appeared before me A.B.Munsey, Clerk of the Circuit Court of Lee County, Virginia, Geo.P.Cridlin, Guardian ad litem for Lizzie and Eva Young, whose answer is written above, and made oath that the statements contained in said answer, so far as made of his own knowledge are true; and so far as made upon information derived from others he believes them to be true.

Given under my hand this the 23rd, day of October, 1901.

A.B. Munsey Clerk.

Lizzie + Eva Young
ads }

Lillie Young

Answer of Guardian
ad litem.

Filed at 2nd Oct Rules
1901.
A. B. Munsey Clerk

Fee of S. A. L. \$5.00

Lillie D. Young, Guardian &c.,

Plff.

vs.

(In Chancery)

Lizzie & Eva Young, infants within the age of
twenty one years and Ozro Young, Administrator of
the estate of R. D. Young, deceased.....Defts.

This cause came on this the 30 day of March, 1904,
to be heard upon the papers formerly read in the cause, and the
report of L. T. Hyatt, Special Commissioner, showing the ex-
ecution by him of a deed to G. C. Duff, as required by a decree
entered in this cause on the 16th day of February, 1904, and
was argued by counsel.

On consideration whereof, and there being no exceptions
to the said report or deed it is adjudged ordered and decreed
that they each be confirmed; and that G. C. Duff

~~And the cause is continued.~~

pay to L. T. Hyatt the sum of five
dollars for his services in making
said deed, for which execution
may issue.

And the cause is continued.

Lillie D. Young, Adm'r
vs. { La Chauncery
Lizzie Eva Young et al

Decree confirming
deed to G. C. Duff &c.

En. C. A. B. No. 7 pag 442

Enter this decree
Mch. 3, 1904
H. C. W. Skene

This cause came on this the 15 day of February, 1904,
the estate of R. D. Young, deceased.....Deft.
twelve one vests and Otto Young, Administrator of
Lillie & Eva Young, infants within the age of

vs.

(In Chancery)

Lillie D. Young, Guardian ad litem,

Plff.

Lillie D. Young, Guardian &c. ,

(Plaintiff.

vs.

(In Chancery)

Lizzie & Eva Young, infants within the age of twenty one years
and Ozro Young, administrator of the estate
of R. D. Young, deceased. (Defendant

This cause came on this day to be heard upon the papers formerly read in the cause and the report of L. T. Hyatt, Special Commissioner, this day filed herein showing the full collection by him of the purchase money notes executed to him by L. G. Glass, as required by the decree entered in this cause on the 3rd day of March, 1902, and was argued by counsel.

On consideration whereof and it appearing to the court that there are no exceptions to the said report, it is adjudged, ordered and decreed that the same be and it is hereby confirmed; and

It further appearing to the court from the said report that after he had paid to the said commissioner the first of the said two bonds, the said L. G. Glass transferred and assigned his purchase of the said land to G. C. Duff, and that the said Duff paid to the said commissioner the second of the said bonds with its interest, and that the said Glass desires a deed to be made directly to the said G. C. Duff, he and his wife to join therein, it is further adjudged, ordered and decreed, that L. T. Hyatt, who is hereby appointed a Special commissioner for the purpose, do make execute and deliver to the said G. C. Duff a good and sufficient deed, conveying to him with special warranty, the tract of land purchased by the said L. G. Glass under the proceedings of this cause, and acknowledge the same for recordation, in which deed the said L. G. Glass and his wife shall join; and the said commissioner will report his action hereunder to a future day of this term of the court, to which time this cause is continued.

tinued.

day of this term of the court, to which time this cause is continued. The said commissioner will report his action hereunder to a future day which deed the said J. G. Glass and his wife shall join; and the proceedings of this cause, and copy thereof, the same for recordation, deed of land purchased by the said J. G. Glass under the power sufficient deed, conveying to him with special warranty, the do make execute and deliver to the said G. G. Duff a good and who is hereby appointed a special commissioner for the purpose, it is further adjudged, ordered and decreed, that J. T. Hyselt, directly to the said G. G. Duff, he and his wife to join therein, its interest, and that the said Glass desires a deed to be made said to the said commissioner the second of the said bonds with

Lillie D. Young, Exor
vs. { Luc Chaucery
Lizzie Eva Young et al

Decree for Need
Erie CO. B. No 7. p 400

Enter this decree
Feby 16 1904.
J. A. W. S. Clerk

formerly read in the cause and the report of J. T. Hyselt, Special

This cause came on this day to be heard upon the papers
of L. D. Young, deceased. Defendant
and Otto Young, administrator of the estate
Lillie & Eva Young, infants within the age of twenty one years
vs.
(In Chancery)
Plaintiffs.

Lillie D. Young, Guardian ad.

CIRCUIT COURT FOR LEE COUNTY.

Lillie D. Young, Guardian &c.

Plaintiff.

vs.

(In Chancery.)

Decree.

Lizzie & Eva Young, infants within the age of twenty-

one years, and Ozro Young, administrator of the

estate of R.D. Young, deceased, Defendants.

This cause came on this the the 3rd day of March, 1902, to be heard upon the papers formerly read herein, and the report of L.T. Hyatt, special commissioner, filed herein on the 5th day of February, 1902, showing a sale of the forty-one acre tract of land in the bill and proceedings in said cause mentioned to one L.G. Glass at the price of three hundred and fifty dollars (\$350.00), pursuant to the requirements of a decree entered in this cause on the 7th day of November, 1901, and was argued by counsel.

On consideration whereof, and it appearing to the court that the said report has been filed the time required by law and that no exceptions have been filed thereto, it is adjudged, ordered and decreed that the said report and the sale therein reported be and they are each hereby confirmed and approved; that the said L.T. Hyatt, special commissioner, disburse to the parties entitled, the fifty-four dollars and twelve cents (\$54.12), shown by said report to be in his hands for distribution; that he proceed to collect from the said L.G. Glass, and M N. Glass and G.C. Duff, his sureties, the said two bonds of one hundred and forty-seven dollars and ninety-four cents (\$147.94) each, with the interest thereon, as they become due, and when collected, pay the same over to the plaintiff, taking proper receipts, and if the said L.G. Glass should desire to pay the said bonds

before ^{it} mature the said commissioner is hereby authorized to accept
payment of ~~same~~, or any part thereof; that the said special com-
missioner report his action hereunder from time to time as he may
see fit; and that this cause be continued.

see list; and that this cause be continued.
missioner report his action hereunder from time to time as he may
payment of said, or any part thereof; that the said special com-
missioner mature the said commissioner is hereby authorized to accept

Lillie D. Young, Exr
vs L. S. Glass
Lizzie & Eval Young.

Decree confirming sale
to L. S. Glass &c.

Entered on D.B.
No 7 P. 76

Enter this decree
Mch. — 1902.
H. A. W. Dean

CIRCUIT COURT FOR LEE COUNTY:

Lillie D.Young, Guardian &c.

Plaintiff.

vs.

(In Chancery)

Decree.

Lizzie and Eva Young, infants within the age of twenty-one years, and Ozro Young, administrator of the estate of R.D.Young, deceased.....Defendants.

This cause came on this day to be heard upon the bill of the complainant and exhibits "1" and "2" filed therewith, the answer of the said infant defendants by Geo.P.Cridlin, their guardian ad litem, filed at rules, and ~~xxxxxx~~ the depositions of witnesses, and was argued by counsel. And it appearing to the court that the defendant, Ozro Young, as administrator of the estate of the said R.D.Young, deceased, has been duly served with process and that this cause has been regularly matured at rules as to him, but that he has failed to appear to plead, answer or demur to the said bill, the same is taken for confessed as to him. On consideration whereof, it is adjudged, ordered and decreed that the said Ozro Young, administrator as aforesaid, pay to the said complainant, or her attorney, the sum of forty eight dollars, which he admits ^{in his deposition} that he has in his hands belonging to the said infants, and any further sum which he may find that he has in his hands belonging to them. And the bill alleging that he has in his hands a greater sum belong^{ing} to said infants, ~~the~~ ^{of his further liability to said infants} question is left open for future determination in this cause.

It is further adjudged ordered and decreed that L.T.Hyatt, who is hereby appointed a special commissioner for the purpose, do, after having executed before the clerk of this court a bond in the penalty of seven hundred dollars, ^{conditioned as the law directs} and after having duly advertised the same by posting written or printed notices thereof at three or more public

places in this county, one of which shall be the front door of the court-house of said county, and another the post-office at Stickleyville, Virginia, expose to sale, by public auction, to the highest bidder, the tract of land layed off and assigned to the said Lizzie & Eva Young, infants, in the partition of the real estate of the said R.D.Young, deceased, among his heirs, which is described in the report of said commissioners as follows, to wit: Beginning at (H) a thorn bush on the North bank of Wallens creek, a corner to the storehouse lot, thence, with the lines of the same, N.47 $\frac{1}{2}$ ° W.13.3 poles to (d) a sycamore, N.85 $\frac{1}{2}$ ° W.9.2 poles to (a) a sugar-tree on the west original line; and with the same, N.22°51' W.140 $\frac{1}{2}$ poles to (G) a rock about one pole south of a hickory and in a lane; thence, continuing with original line, N.47° E.36 poles to (D) a stake, original corner; thence, continuing with original line, N.1 $\frac{1}{2}$ ° W.166.4 poles to (C) a red oak and buckeye, the northwest original corner; thence, with original line, N.79 $\frac{3}{4}$ ° E.5 poles to (I) a small hickory; thence S.6° E.295 poles to a stake in said creek; and, thence, with the same to the beginning, containing forty-one acres, more or less, and for a more particular description of the same reference is here made to Lee County Deed Book No.37, page I where the said partition is recorded, — and at the said sale the said commissioner will require the costs of suit and commissions of sale to be paid down in cash, and as to the residue he will extend a credit of one and two years, in equal installments, taking from the purchaser bonds with approved security for the deferred payments, and he will also retain the title to said land as a further security for the payment of said bonds. The said commissioner will report his action to court and the cause is continued.

is continued.

The said commissioner will report his action to court and the court to said land as a further security for the payment of said bonds.

security for the deferred payments, and he will also retain the title

until installments, taking from the purchaser bonds with approved

as to the residue he will extend a credit of one and two years in

costs of suit and commissions of sale to be paid down in cash, and

noted, - and at the said sale the said commissioner will require the

to Lee County deed book No. 37, page 1 where the said partition is

for a more particularly description of the same reference is here made

same to the beginning, containing forty-one acres, more or less, and

S.E. M. 33S notes to a stake in said creek; and, thence, with the

with original line, N. 75° E. M. 3S notes to (1) a small diplock; thence

to (G) a red oak and jackeye, the northwest original corner; thence,

corner; thence, continuing with original line, N. 12° E. M. 100.4 notes

Lillie D. Young, Exor,
vs. In Chy.

Lizzie Eva Young
et al.

Decree for
Sale &c.

Entered on Chy. O.B.
Nov 7 Page 5 & 6

Enter this decree
Nov. 24th 1901
H. A. a. Shum

The depositions of Ozro Young and others taken on the 2nd day of November, 1901, before A.D.Munsey, Commissioner in Chancery of the Circuit Court of Lee County at his office in the town of Jonesville Virginia, to be read as evidence in a certain suit pending in said Court under the general style of Lillie D.Young,Guardian &c. against Lizzie and Eva Young et al, which depositions are taken pursuant to agreement of parties.

Present: M.G.Ely of counsel for complainant, Ozro Young in his own proper person and Geo.P.Cridlin, guardian adlitem for infant defendants.

Ozro Young having been first duly sworn deposes as follows:

Q.1.-- State your age residence and occupation?

A.--- I am 29 years old, reside near Comfort, Lee County Virginia,
and am a farmer.

Q.2.-- State whether or not you are acquainted with the real estate belonging to the infant defendants described in the bill, if you say you are, state how long you have known the same, and what have been your opportunities for knowing the same, what is the fee-simple and annual value thereof?

A.-- I am acquainted with said real estate, I have known it as long as I can remember, was raised on it. I think its fee-simple value is about \$575.00 to \$400.00. Its annual value, I am of opinion, is about \$25.00

Q.3.-- State whether or not in your opinion the interest of the infant owners will be promoted by a sale of the same and an investment of the proceeds in other property. Will the interest of any person be violated by the sale of same and the investment of the proceeds in other property?

A.-- I think that in the condition it is in that a sale of it and the money put at interest and or re-invested in other property would be to the best interest of said infant owners, for the reasons that they live considerable distance from it, the fencing is gone down, there is no situation on it for a building and no running spring on it, and in its present condition it is annually deteriorating.

in value. The interest of no person that I know of would be violated by a sale of said land and a reinvestment of the proceeds thereof

Q.4.-- Please state whether or not you are the administrator of R.D. Young, deceased, and if so what amount of money is in your hands, or will be, due these infant defendants, arising from the personal estate of R.D. Young.

A.-- I am such administrator, and there is or will be due said infants from said estate the sum of Forty-Eight Dollars and a few cents.

And further this deponent saith not.

*Witness Claims 1 day 50
mileage on 18 miles. $\frac{64}{114}$*

Geo. Young

G.C. Duff another witness of lawful age being duly sworn deposes and says:

Q.1.-- State your age residence and occupation?

A.-- I am 70 years old, live at Stickleysville, Lee County, Virginia, and am a farmer and merchant.

Q.2.-- State whether or not you are acquainted with the real estate described in the bill, and if so how long you have known the same, what is its fee-simple and annual value?

A.-- I am acquainted with said land, have known it for over 50 years having lived near to it. I think its fee-simple value from \$350.00 to \$400.00. I think it would not rent for more than \$20.00 to \$25.00 a year, and there would have to be some work done on it before it could be used at all.

Q.3.-- State whether or not in your opinion the interests of the infant owners will be promoted by a sale of the same and an investment of the proceeds in other property; and will the interest of any person be violated by a sale and re-investment of proceeds of same?

A.-- I think the interests of said infants would be promoted by a sale of the same and an investment of the proceeds in other property, provided it was done judiciously, for the reasons that the land in its present condition is not suitable to have a house placed on it, it needs some fencing and cleaning up. It is bushy and briary in some places. Said land has been laying out and going down for two years,

and is annually going down in value. I don't see that any body's interest would be violated by a sale and reinvestment of the proceeds of said land.

And further this deponent saith not.

witness Claims 1 day 50
mileage on (14) miles ~~32~~
82

G. C. Duff

V.S. Banner another witness of lawful age being duly sworn deposes as follows:

Q.1.-- State your age residence and occupation?

A.-- I am 35 years old, reside at Stickleysville, Lee County, Virginia, and am a farmer.

Q.2.-- State whether or not you are acquainted with the real estate described in the bill? and if so how long have you known the same, what is its fee-simple and annual value?

A.-- I am acquainted with said land, have known it all my life. I think it is not worth over \$350.00. I think in its present condition the rental value is not more than \$25.00.

Q.3.-- State whether or not, in your opinion, the interest of the infant owners would be promoted by a sale of the same and an investment of the proceeds in other property; and will the interest of any person be violated by a sale and re-investment of proceeds of the same?

A.-- I think the interest of the infants would be promoted by a sale and re-investment of the proceeds. The interest of the money for which said land would sell would be more than the annual value of said land, in my opinion. The land is now just practically turned out to the commons, the fences are gone, and it is grown up in bushes and briars. It has not been used at all for the last two years, and so far as I know has not been of any benefit to said infants at all during said two years.

And further this deponent saith not.

witness Claims 1 day 50
mileage ~~24~~
74

V. S. Banner

Virginia, Lee County, to-wit:

I, A.B. Munsey, commissioner in chancery for the Circuit Court of Lee County, do certify that the foregoing depositions of Ozro Young, G.C. Duff and V.S. Banner were taken, sworn to and subscribed before me at the time, place and for the purpose in the caption mentioned.

Given under my hand this the 2nd day of November, 1901.

A.B. Munsey
Commissioner in Chancery.

Lillie D Young ^{Grand}
vs } Depositions

Lizzie & Eva Young et al

Taken before me as Court
in Chey and filed Nov
2nd 1901.

A. B. Munsey Clerk

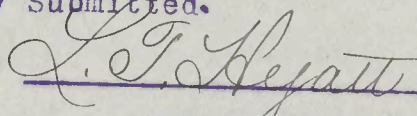
Court in Chey 1.50
Witnesses 2.70
\$4.20

To the Hon. H. A. W. Skeen, judge of the circuit court
for Lee county, Virginia.

Your commissioner, L. T. Hyatt, respectfully reports, that
pursuant to the decree entered by the said court on the 3rd day
of March, 1902, in the chancery cause therein pending entitled,
"Lillie D. Young guardian, &C., vs. Lizzie & Eva Young, et al.;"
~~that~~ on the 21st day of January, 1903, he collected from L. G.
Glass, the purchaser, the sum of \$156.82 being the full amount
of the first of the bonds executed to him by the said Glass and
others; that on the same day he forwarded the amount so collected
to the plaintiff in this case by mail; that he was afterwards
informed by the said purchaser, L. G. Glass, that he had sold
and transferred his said purchase to G. C. Duff; that on the
21st day of January, 1904, when the second and last purchase
money bonds became due and payable, the said G. C. Duuf paid
to your commissioner the full amount, ^{thereof} ~~to~~ wit: the sum of \$165.69
The said Duff as the assignee of the said Glass, is therefore
now entitled to a conveyance of the said property.

Your commissioner further states that he has disbursed all
the money collected by him in this cause, but for the last
disbursement made by him, he has not received in return a receipt
and will therefore hereafter file a complete report of the col-
lections and disbursements in this case, when he shall have
received from the plaintiff, who lives in California, a receipt
for the last amount paid.

Respectfully Submitted.


Commissioner

Commissioner

Respectfully Submitted.

for the last amount paid.

received from the plaintiff, who lives in California, a receipt
jections and disbursements in this case, when he shall have
and will therefore heretofore file a complete report of the col-
disbursement made by him, he has not received in return a receipt
the money collected by him in this cause, but for the last

Your commissioner further states that he has disbursed all
now entitled to a conveyance of the said property.

The said bill as the assignee of the said glass, is therefore
to your commissioner the full amount, to-wit: the sum of \$100.00

Lillie D Young Exr
vs L. J. Hyatt
Lizzie Eva Young et al

Report of L. J. Hyatt,
Comr. showing full
collection of purchase
money.

Filed Feby 16, 1904
H. C. T. Ewing
By M. E. Flannery D.C.

of March, 1903, in the chancery cause therein pending entitled
purchant to the decree entered by the said court on the 3rd day
Your commissioner, L. T. Hyatt, respectfully reports, that
for Lee county, Virginia.

To the Hon. H. A. W. Skenen, Judge of the circuit court

OK

LAND SALE!

Lillie D. Young, Ed or
vs.
Lizzie & Eva Young }

IN CHANCERY.

Pursuant to a decree rendered by the Circuit Court of Lee County, Virginia, at the *November* term, 19*01*, in the above styled cause, the undersigned will, at public outcry, at the front door of the Court-house of said county, on the first day of the *January* term, 19*02*, of the County Court of said county, proceed to sell, to the highest and best bidder, on a credit of *one or two* years time, except so much as may be necessary to pay the cost of suit and expense of sale

(which are required to be paid in hand), the following described property: *that certain tract or parcel of land which was assigned to the said Lizzie & Eva Young in the partition of the real estate of which R. D. Young died seized and possessed, lying on Wallens Creek, near Stickleyville and containing 41 acres, more or less.*

For a more particular description of the foregoing property reference is here made to *said partition of record in Lee County Deed Book No. 37, page 1.*

Bonds with good and approved personal security will be required of the purchaser for the deferred payments. This the *20* day of *December*, 189*1*.

L. P. K. ... Commissioner.

The bond required by law has been given, *A. B. Mummy* Clerk.

Shaw

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for
Lee County, Virginia:

Having been appointed a special commissioner by a decree entered
by your honor at the November term, 1901, of said court, in the chan-
cery cause therein pending, entitled "Lillie D.Young,Gd.&c. vs.Liz-
zie & Eva Young et al.", and directed to make sale of a tract of land
therein described, I now respectfully report that I have executed
the said decree in the following manner:

First.--I executed before the clerk of said court the required
bond;

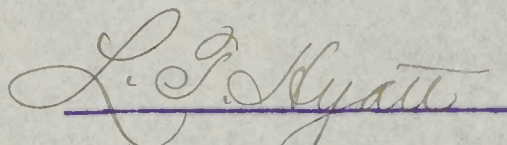
Second.--I advertised the said sale by posting notices thereof,
one at the front door of the court-house of Lee county, another at
the post-office at Stickleyville, Virginia , and another at the store
house of Banner, Fletcher and Stout, both of said last named places
being in the immediate vicinity of said land. All of said notices
were posted for more than thirty days prior to day of sale mentioned
therein. A copy of the said notice is hereto attached as a part
of this report.

Third.-- On the 20th day of January, 1902, at the fornt door of
the court-house of said county, said day being the first day of the
January term, 1902, of the county court for Lee county, and the day
mentioned in said notice, ^{as day of sale} I offered the said real estate for sale,
by public auction, to the highest bidder, when, after considerable
bidding, and in the presence of a large gathering of citizens, one
L.G.Glass made the last and highest bid therefor, and the same was
knocked down to him at the price of \$350.00. Whereupon the said
L.G.Glass paid to me in cash the sum of \$38.12, the costs of said suit,
as taxed by the clerk of said court, and \$16.00 in cash, being com-

which I hold subject to the order of the court
commions of sale. The said Glass also executed to me as commissioner
his two bonds for the sum of \$147.94 each, due in one and two years
respectively, each bearing interest from date, with M.N.Glass and G.C.
Duff as his surety therein, which security your commissioner deems
ample.

I had hoped that this tract of land would bring about \$25.00
more than it did, but from the information I have concerning the
present condition of the said land, I think the price received a
reasonable one.

Very respectfully,


Spe. Comr.

Lillie D. Young, Id. oc.
vs { In Chancery
Lizzie & Eva Young et al

Report of Sale.

Filed Feby 5th 1902
A B Munsey Clerk

Virginia,

At a Circuit Court continued and held for Lee County, at the Court-house thereof on Tuesday the 16th day of February 1904.

Lizzie D. Young, Guardian &c

Plaintiff

vs) In Chancery

Lizzie and Eva Young, infants

within the age of twenty-one

years and Ozro Young, Admr. of

the estate of R. D. Young deceased

Defendants.

This cause came on this day to be heard upon the papers read in the cause and the report of L. T. Hyatt, Special Commissioner y this day filed herein showing the full collection by him of the purchase money notes executed to him by L. G. Glass as required by the decree entered in this cause on the 3rd day of March 1902, and was argued by counsel. On Consideration whereof and it appearing to the Court that there are no exceptions to the said report, it is adjudged, ordered and decreed that the same be and it is hereby confirmed; and it further appearing to the Court from the said report that after he had paid to the said Commissioner the first of the said two bonds the said L. G. Glass transferred and assigned his purchase of the said land to G. C. Duff and that the said Duff paid to the said Commissioner the second of the said bonds with its interest, and that the said Glass desires a deed to be made directly to the said G. C. Duff, he and his wife to join therein, it is further adjudged, ordered and decreed that L. T. Hyatt, who is hereby appointed a special Commissioner for the purpose do make, execute and deliver to the said G. C. Duff a good and sufficient deed conveying to him with special warranty, the tract of land purchased by the said L. G. Glass under the proceedings of this cause, and acknowledge the same for recordation, in which deed the said L. G. Glass and his wife shall join; and the commissioner will report his action hereunder to a

future day of this term of the Court, to which time this cause
is continued.

A Copy, Teste: H. T. Ewing Clerk.

is continued.
A copy, Teste: _____ Clerk.
the date of this term of the Court, to which time this cause

Lizzie D Young
vs
Lizzie + Eva Young

L T Hyatt Commissioner

Executed Mar 29
1904, by delivering
a copy of the within
to L. T. Hyatt in per-
son.

P. M. Ball
D. L. C.

To the Hon. H. A. W. Skeen, Judge of the circuit court for
Lee county, Virginia.

The undersigned commissioner respectfully reports, that
pursuant to a decree entered by the said court on the 16th day
of February, 1904, in the chancery cause therein pending, entitled,
"Lillie D. Young, Guardian, &c., vs. Lizzie and Eva Young et al."
he has made and executed to G. C. Duff a deed, conveying to him
the real estate purchased by him as assignee of L. G. Glass under
the proceedings of said cause, in which deed the said L. G. Glass
and wife joined, and said deed is herewith filed for the in-
spection and approval of the court.

Respectfully submitted

L. T. Hyatt
Spec. Commr.

Lillie D. Young, Ed re
vs { In Chancery.
Lizzie & Eva Young, et al

Report of L. J. Hyatt,
Court - Execution of
deed to G. C. Duff.

Filed March 3, 1904
H. T. Crivinkler

of February, 1904, in the Chancery Court of the County of
pursuant to a decree entered by the said court on the 16th day
The undersigned commissioner respectfully reports, that
Lee County, Virginia.

To the Hon. H. A. W. Sken, Judge of the Circuit Court for

COUNTY OF SOLANO. } ss.

I, G. G. HALLIDAY, County Clerk of the County of Solano, State of California, and ex-officio Clerk of the Superior Court of said County, do hereby certify the within and annexed to be a full, true and correct copy of *the Bond of Guardian in the matter of the Estate and Guardianship of Lizzy Young and Eva Young minors*

made in the therein entitled matter ~~cause~~, as the same remains of record and on file in this office.

In Witness Whereof, I have hereunto set my hand and

affixed the Seal of said Court, this *30th*

day of *August* A. D. 1901

G. G. Halliday, Clerk.

By _____, Deputy Clerk.

2 f Rec S
1/2 f Rec S
amended by
J. & D. Co
6-28-01

KNOW ALL MEN BY THESE PRESENTS:-

That we, Lillie D. Young, as Principal, and the Fidelity and Deposit Co. of Maryland, a corporation organized under the laws of the State of Maryland, as surety, are held and firmly bound to Lizzy Young and Eva Young, Minors, severally, in the sum of Two Hundred Dollars (\$200.00) each, lawful money of the United States of America, to be ^{paid} to the said Lizzy Young and Eva Young, Minors, for which payment well and truly to be made, we bind ourselves, our heirs, executors and successors, jointly and severally, firmly by these presents.

The condition of the above obligation is such that, whereas an Order was made by the Superior Court of the County of Solano, State of California, on the 10th day of June, 1901, appointing the above principal Guardian of the Persons and estates of Lizzy Young and Eva Young, Minors, and Letters of Guardianship were directed to be issued to her upon her executing a bond according to law in the sum above named.

Now Therefore, if the said principal shall faithfully execute the duties of the trust according to law, then this obligation shall be void, otherwise to remain in full force and effect.

In Witness whereof, the seal and the signature of the said principal is hereto affixed, and the corporate seal and name of the said surety is hereto affixed and attested by its duly authorized officers at San Francisco, California, this 28th day of June, 1901

.....*Mrs. Lillie D. Young*..... (SEAL)

Fidelity and Deposit Company of Maryland.

By C. H. Wilson, its Attorney in Fact.

Attest Frank L. Gilbert, its General Agent

(Corporate Seal)

(Endorsed)

Approved this 17th day of July, 1901. Wm. S. Wells, Judge of the Superior Court.

"Filed", July 17th, 1901. G. C. Halliday, Clerk.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *Lizzie Young, Eva Young*
and Ozzie Young Adms of R D Young deceased

to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held for the
said court, on the *3rd* Monday in *October* 1901, to answer a bill in

chancery exhibited against *Them* in our said court by *Lillie D*
Young Guardian

And have then there this writ. Witness, A. B. Munsey, Clerk of our said Court, at the court-house,

the *15th* day of *October* 1901, and in the 12^{*th*} year of the Common-

wealth.

A copy, Teste:

A B Munsey Clerk.

Clerk.

Serve copy on Ozro Young
by Saturday next.

Lillie, D. Young ^{Guard}
vs. } SUBPOENA
IN CHANCERY.

Ozro Young et al.

L. T. Hyatt p. q.

To 2nd October Rules.
1901, Circuit Court.

Executed by
delivering to
Ozro Young
an attested
Copy of ^{the} within
~~within~~ Oct-19, 1901
J. W. Hall D.S.
for W. M. Leckman & Co.